

**PERFORMANCE BOND****(SEWER UTILITIES)**

**KNOW ALL MEN BY THESE PRESENTS, that Condor Environmental, Inc. being duly qualified to do business in the State of South Carolina, designated as "principal", and that Brad Weaver, designated as "surety"/"sureties" is/are held and firmly bound unto the Public Service Commission of South Carolina, designated as "obligee", in the penal sum of \$ 254,356, for the payment of which well and truly to be made, the principal binds itself, its successors and assigns, and the surety/sureties bind themselves, their personal representatives, and their assigns, jointly and severally, firmly by these presents.**

**WHEREAS, in accordance with the provisions of S. C. Code Ann., §58-5-720 (1976, as amended), which requires the principal to furnish a bond with sufficient surety, to the satisfaction of the obligee, conditioned as provided in said §58-5-720, and**

**WHEREAS, the obligee has granted the principal a Certificate of Public Convenience and Necessity and approved a schedule of rates for sewer service in areas shown on operating maps filed with the obligee, and**

**WHEREAS, this bond, when approved by the obligee, conditioned as in said §58-5-720, is to cover any and all liability which may arise as a result of the principal failing to provide adequate and sufficient service within its service area as prescribed in §58-5-720, and**

**WHEREAS, the obligee, upon notice and hearing, shall have the right to declare all or any part of the bond forfeited upon a determination by the obligee that the principal shall have willfully failed to provide such service as prescribed above, without just cause or excuse, and that such failure has continued for an unreasonable length of time, and**

**WHEREAS, the liability under the terms of this bond is hereby extended so as to include any fines or penalties imposed or assessed by the obligee against the principal under the provisions of S.C. Code Ann. §58-5-710 (1976 as amended), and**

**WHEREAS, in the event that any judicial action or proceedings are initiated with respect to this bond, the parties hereby agree that the venue thereof shall be Richland County, State of South Carolina, and**

**WHEREAS, the surety/sureties undertake(s) this obligation for and in consideration of the principal being able to continue to operate a sewer utility providing service to the public for compensation under the jurisdiction of the obligee, and**

**WHEREAS, this bond shall become effective on the date executed by the principal and surety/sureties, and shall continue from year to year unless the obligations of the principal and surety/sureties under this bond are expressly released by the obligee in writing, and**

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WHEREAS, the obligee upon notice and opportunity to the principal and surety/sureties to be heard, may order that the face amount of this bond to be changed within the limits set forth in S. C. Code Ann., §58-5-720 (1976 as amended).

NOW THEREFORE, in testimony whereof, said principal has hereunto subscribed its name and said principal has caused this instrument to be signed by its duly authorized officers, and its corporate seal to hereunto affixed this 12<sup>th</sup> day of October, 2020; and that said surety/sureties have caused this instrument to be signed this 12<sup>th</sup> day of October 2020

**SURETY/SURETIES:**

Bradford D. Weaver  
Signature

Condor Environmental, Inc.  
Company

**IN THE PRESENCE OF:**

[Signature]  
Witness #1

[Signature]  
Witness #2

Brad D. Weaver  
By  
Vice President  
Title

**IN THE PRESENCE OF**

[Signature]  
Signature

\_\_\_\_\_  
Witness #1

\_\_\_\_\_  
Witness #2

### VERIFICATION

I, Brad Weaver verify that I am the Vice President of Condor Environmental, Inc., the Corporation which executed the foregoing instrument; that I know the seal of said Corporation, that the seal affixed to the said instrument is such corporate seal; that it was so affixed by the order of the Board of Directors of said Corporation, and that I signed my name to said instrument by like order. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment by contempt."

Date: 10/12/2020

Brad D. Weaver

